

## Message Text

CONFIDENTIAL

PAGE 01 STATE 056128

65

ORIGIN EUR-12

INFO OCT-01 IO-11 ISO-00 DHA-02 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

USIA-06 AF-06 ARA-06 EA-07 NEA-10 AID-05 CU-02 ACDA-05

SAJ-01 /114 R

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IO/ :JBAKER

S/S: MR. ORTIZ

EUR/JGLOWENSTEIN

----- 048319

P R 082110Z MAR 76

FM SECSTATE WASHDC

TO AMEMBASSY BELGRADE PRIORITY

AMEMBASSY BERN

AMEMBASSY STOCKHOLM

AMEMBASSY HELSINKI

AMEMBASSY VIENNA

USMISSION NATO

AMEMBASSY PARIS

INFO USMISSION GENEVA

USMISSION USUN NEW YORK

AMEMBASSY ANKARA

AMEMBASSY ATHENS

AMEMBASSY BERLIN

AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY BUCHAREST

AMEMBASSY BUDAPEST

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY LISBON

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 056128

AMEMBASSY MADRID

AMEMBASSY MOSCOW  
AMEMBASSY NICOSIA  
AMEMBASSY OSLO  
AMEMBASSY OTTAWA  
AMEMBASSY PRAGUE  
AMEMBASSY REYKJAVIK  
AMEMBASSY ROME  
AMEMBASSY SOFIA  
AMEMBASSY THE HAGUE  
AMEMBASSY VALLETTA  
AMEMBASSY WARSAW

C O N F I D E N T I A L STATE 056128

E.O. 11652:GDS

TAGS: PFOR, CSCE, UN, YO, CU

SUBJECT: YUGOSLAV/CUBAN RESOLUTION RELATING TO CSCE IN  
-- HUMAN RIGHTS COMMISSION (HRC)

REFS: (A) GENEVA 1339; (B) STATE 12737; (C) GENEVA 1175;  
-- (D) STATE 44626; (E) GENEVA 1478 (ALL PASEP TO  
- ACTION ADDRESSEES)

1. IN GENEVA SESSION OF UN HUMAN RIGHTS COMMISSION (HRC)  
SOVIET BLOC AND THIRD WORLD HAVE JOINED FORCES TO BACK A  
YUGOSLAV/CUBAN "COMPROMISE" RESOLUTION ON HUMAN RIGHTS  
WHICH HAS EFFECT OF INTERPRETING AND DILUTING HUMAN RIGHTS  
ACHIEVEMENTS OF CSCE. YUGOSLAV/CUBAN RESOLUTION WAS ADVAN-  
CED AS A "COMPROMISE" BETWEEN AN UNACCEPTABLE SOVIET DRAFT  
AND A US DRAFT WITH WESTERN CO-SPONSORSHIP WHICH WAS INTRO-  
DUCED IN ORDER TO BLOCK SOVIET EFFORTS. US AND ALL WESTERN  
EUROPEAN HRC PARTICIPANTS EXCEPT AUSTRIA, WHICH ABSTAINED  
VOTED AGAINST YUGOSLOV/CUBAN RESOLUTION WHICH WAS ADOPTED  
22 FOR, SEVEN AGAINST, AND 1 ABSTENTION ON FEB. 27. THE  
YUGOSLAV/CUBAN EFFORT, ALTHOUGH TOUTED AS A "COMPROMISE",  
HAS THE FOLLOWING OBJECTIONABLE FEATURES, AMONG OTHERS:

-- --IT MAKES RESPECT FOR HUMAN RIGHTS DEPENDENT  
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PAGE 03 STATE 056128

-- ON CONDITIONS OF INTERNATIONAL PEACE AND  
-- SECURITY, THUS TACITLY PERMITTING VIOLATION  
-- OF HUMAN RIGHTS DURING PERIODS OF TENSION;

-- --IT SUBORDINATES FUNDAMENTAL FREEDOMS INCLUDING  
-- FREEDOM OF THOUGHT, CONSCIENCE, RELIGION OR  
-- BELIEF TO ECONOMIC, SOCIAL AND CULTURAL RIGHTS;

- --IT GIVES INTERNATIONAL COVENANTS ON ECONOMIC,
- SOCIAL AND CULTURAL RIGHTS AND CIVIL AND
- POLITICAL RIGHTS EQUAL STATUS WITH THE UNIVERSAL
- DECLARATION OF HUMAN RIGHTS;
  
- --IT GIVES PRIMARY IMPORTANCE TO THE RIGHT OF
- LIFE, THUS SUBORDINATING OTHER RIGHTS SUCH AS
- FUNDAMENTAL FREEDOMS.

AMBASSADOR LEONARD GARMENT, US REP TO HRC, HAS NOTED (REF A) THAT NOTHING OF SIGNIFICANCE WAS DELETED FROM THE SOVIET TEXT, AND HAS CHARACTERIZED THE YUGOSLAV/CUBAN TEXT AS "TOTALITARIAN SLOGANS".

2. YOU SHOULD REGISTER WITH YUGOSLAVS AT HIGHEST APPROPRIATE LEVEL OUR CONCERN OVER THEIR ACTION IN JOINING WITH CUBANS TO SUBMIT A SO-CALLED "COMPROMISE" RESOLUTION ON HUMAN RIGHTS IN RELATION TO CSCE IN GENEVA SESSION OF HRC (SEE REFTELS). YUGOSLAV/CUBAN RESOLUTION HAS EFFECT OF SERIOUSLY UNDERCUTTING COMPROMISES ON HUMAN RIGHTS WHICH WERE LABORIOUSLY NEGOTIATED DURING THE CSCE AND WHICH WERE AGREED BY CONSENSUS AMONG ALL CSCE PARTICIPANTS. ALTERING THOSE COMPROMISES AND SUBMITTING THE RESULT TO A MAJORITY VOTE IN THE UN CONTEXT HAS POTENTIALLY SERIOUS IMPLICATIONS FOR THE WHOLE CSCE PROCESS. YOU SHOULD POINT OUT THAT US ONLY INTRODUCED A DRAFT RESOLUTION ON THIS SUBJECT IN RESPONSE TO A SOVIET DRAFT WHICH BADLY DISTORTED HUMAN RIGHTS CONCEPTS OF CSCE, AND AFTER SOVIETS REFUSED TO ACCEPT WESTERN AMENDMENTS DESIGNED TO GIVE THEIR DRAFT THE OVERALL BALANCE REPRESENTED BY THE CSCE FINAL ACT. FURTHERMORE CUBANS CANNOT BE CONSIDERED "NEUTRAL" BY ANY STRETCH OF IMAGINATION, AND WE DO NOT ACCEPT THAT A DRAFT CO-SPONSORED BY THEM CAN BE CONSIDERED A VALID EFFORT AT

CONFIDENTIAL

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PAGE 04 STATE 056128

COMPROMISE. YUGOSLOVS, AS HOST FOR 1977 CSCE FOLLOW-UP MEETINGS, AND AS A COUNTRY WITH A DEEP INTEREST IN A REGULARIZED CSCE FOLLOW-UP MECHANISM, SHOULD BE AWARE THAT ACTIONS SUCH AS THEIR COOPERATIVE EFFORT WITH CUBA IN THE HRC WILL NOT HELP TO FOSTER AGREEMENT ON A CONTINUING

RELATIONSHIP IN THE CSCE FORMAT. ASSOCIATION WITH CUBA ON THIS ISSUE ALSO DAMAGES YUGOSLAVS' CREDENTIALS AS NEUTRALS, WHICH FORMED THE BASIS FOR THEIR CHOICE AS CSCE HOST IN 1977. YOU SHOULD CONVEY TO YUGOSLAVS OUR REGRET OVER THEIR ACTION IN HRC AND OUR CONCERN OVER ITS IMPLICATIONS FOR THE CSCE.

3. FOR EMBASSIES HELSINKI, BERN, VIENNA, AND STOCKHOLM: WE UNDERSTAND THAT CSCE NEUTRALS ARE PREPARING FOR CONSUL-

TATIONS AMONG THEMSELVES ON PREPARATIONS FOR BELGRADE MEETINGS. YOU SHOULD SEEK EARLY OPPORTUNITY TO INFORM HOST GOVERNMENT OF US VIEWS ON THIS MATTER, AND TO CONVEY SERIOUSNESS WITH WHICH WE VIEW ATTEMPTS TO DISTORT CSCE COMPROMISES AND TO DILUTE HUMAN RIGHTS PROVISIONS ACHIEVED IN HELSINKI FINAL ACT. WE BELIEVE YOUR DEMARCHES WILL BE MOST EFFECTIVE IF MADE WITH OFFICIALS RESPONSIBLE FOR CSCE AND NOT REPEAT NOT WITH THOSE RESPONSIBLE FOR UN OR HRC MATTERS. PARTICULAR EFFORT SHOULD BE MADE WITH AUSTRIA, POINTING OUT THAT, IN OUR VIEW THEIR ABSTENTION WAS HARMFUL TO CSCE EFFORT AND DOES NOT FAIRLY REFLECT POSITION OF EUROPEAN NEUTRALS.

4. FOR USNATO: YOU SHOULD EXPRESS OUR SATISFACTION WITH SOLIDARITY DEMONSTRATED BY WESTERN PARTICIPANTS IN HRC ON THIS ISSUE, AND INFORM ALLIES OF ABOVE ACTIONS DURING NEXT POLADS MEETING. YOU MIGHT SUGGEST THAT CONSIDERATION BE GIVEN BY INDIVIDUAL ALLIES TO APPROACHING YUGOSLAVS GENERALLY ALONG LINES WE ARE TAKING. WE WOULD APPRECIATE YOUR RECOMMENDATION AS TO WHETHER IT WOULD BE USEFUL TO MAKE SAME POINTS BILATERALLY IN NATO CAPITALS.

5. FOR PARIS: YOU SHOULD EXPRESS IN MANNER YOU DEEM APPROPRIATE OUR SPECIAL APPRECIATION FOR SUCCESS AND IMPACT OF FRENCH-US COOPERATION ON THIS ISSUE.

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PAGE 05 STATE 056128

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## Message Attributes

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**Capture Date:** 01 JAN 1994  
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**Concepts:** HUMAN RIGHTS, RESOLUTIONS, DIPLOMATIC PROTESTS  
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**To:** BELGRADE MULTIPLE  
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